

MEMO ENDORSED

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March 1, 2023

VIA ECF

Honorable Valerie Caproni, U.S.D.J.
United States District Court
Southern District of New York
40 Foley Square, Room 443
New York, New York 10007

Re: *In re Navidea Biopharmaceuticals Litigation, Case No. 19-cv-01578-VEC*

Dear Judge Caproni:

I represent Defendant/Counterclaim Plaintiff/Third-Party Plaintiff Dr. Michael M. Goldberg, M.D. in the above-referenced matter. I write jointly on behalf of counsel for all parties pursuant to the Court's Order dated December 19, 2022 referring this case to mediation. I write to inform the Court that the mediation concluded unsuccessfully as of February 27, 2023. The parties are conferring regarding a proposed briefing schedule for summary judgment motions and will submit a proposed schedule no later than Monday, March 6, 2023.

Thank for your attention to this matter.

Respectfully submitted,

/s/ Gregory Zimmer, Esq.

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Application GRANTED.

SO ORDERED.



Date: 3/2/2023

HON. VALERIE CAPRONI
UNITED STATES DISTRICT JUDGE

cc: Barry Kazan, Esq.
Karim Sabbidine, Esq.